

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael D. Zoeckler)	Examiner: Harmon, C.R.
)	
Serial No.: 09/818,023)	Art Unit: 3721
)	
Filed: March 27, 2001)	Attorney Docket No.: 7137 CIP1
)	(R029 1057)
For: PAPERBOARD CARTONS WITH)	
LAMINATED REINFORCING RIBBONS)	
AND TRANSITIONED SCORES AND)	
METHOD OF MAKING SAME)	

PETITION TO RESET PERIOD FOR RESPONSE
DUE TO LATE RECEIPT OF ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Petition is being filed to restart the period of response to the Examiner's Answer indicated to have been initially mailed on December 1, 2003 or, in the alternative, to extend the period of reply two months from the actual receipt date of the Examiner's fax of the Examiner's Answer, February 25, 2004. A copy of the first page of the faxed Examiner's Action showing the transmission date of this fax at the top is attached.

During a routine check of the PAIR system on February 25, 2004 for the immediate pending application, Applicant's counsel noted that an Examiner's Answer had apparently issued on December 1, 2003. Since a copy of the Examiner's Answer had not been received as of that time, Applicant's counsel telephoned the Examiner to inquire about the Answer and request a faxed copy. The Examiner thereafter faxed a copy of the Examiner's Answer on February 25, 2004.

Although the response period set in the Examiner's Answer had lapsed prior to the date of receipt, this Petition is being filed within one week of the receipt of the Examiner's Answer

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on February 25, 2004. A copy of a Change of Address of Corresponding Attorney that was fax filed February 26, 2004 is attached.

Accordingly, Applicant requests restart of the period of response to the Examiner's Answer to permit timely entry of the Request for Oral Hearing filed together herewith and to permit timely entry of a Reply Brief, which Applicant will submit as soon as possible.

AUTHORIZATION

Although the Applicant does not believe any fee is due in this application, the Commissioner is hereby authorized to charge any additional fees that may be required for the timely consideration of this Request for Oral Hearing under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account No. 09-0528.

Respectfully submitted

3/1/2004
Date

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
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BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Paper No. 19

Application Number: 09/818,023
Filing Date: March 27, 2001
Appellant(s): ZOECKLER, MICHAEL D.

D. Scott Sudderth
For Appellant

EXAMINER'S ANSWER

This is in response to the appeal brief filed 11/3/03.

(1) *Real Party in Interest*